

1 LAURENCE F. PULGRAM (CSB NO. 115163)
lpulgram@fenwick.com
2 TYLER G. NEWBY (CSB NO. 205790)
tnewby@fenwick.com
3 MOLLY R. MELCHER (CSB No. 272950)
mmelcher@fenwick.com
4 FENWICK & WEST LLP
5 555 California Street, 12th Floor
San Francisco, CA 94104
Telephone: 415.875.2300
6 Facsimile: 415.281.1350

7 Attorneys for Defendant
8 SYMANTEC CORPORATION

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 KATHLEEN HASKINS, on behalf of
13 herself and all others similarly situated,

14 Plaintiff,

15 v.

16 SYMANTEC CORPORATION,

17 Defendant.

Case No.: 3:13-cv-01834-JST

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING TIME FOR
DEFENDANT SYMANTEC TO
ANSWER OR MOVE TO DISMISS
THE THIRD AMENDED COMPLAINT
AND REGARDING A BRIEFING
SCHEDULE FOR A MOTION TO
DISMISS**

Judge: The Honorable Jon S. Tigar

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20 **STIPULATION**

21 WHEREAS, on December 2, 2013, this Court granted Defendant Symantec Corporation's
22 ("Symantec") Motion to Dismiss the Second Amended Complaint and dismissed the Second
23 Amended Complaint without prejudice (Dkt. No. 45);

24 WHEREAS, in the Order dismissing Plaintiff's Second Amended Complaint, this Court
25 instructed Plaintiff that any Third Amended Complaint must be filed no later than December 23,
26 2013;

27 WHEREAS, Plaintiff intends to file a Third Amended Complaint on December 23, 2013;

28 \\\

1 WHEREAS, in light of the holidays and certain scheduling conflicts, the Parties have
2 agreed, subject to the approval of the Court, to extend the dates for Symantec to Answer or file a
3 Motion to Dismiss the Third Amended Complaint and for briefing associated with Motion to
4 Dismiss;

5 WHEREAS, Symantec shall have until January 23, 2014, to Answer or file its Motion to
6 Dismiss;

7 WHEREAS, if Symantec files a Motion to Dismiss, Plaintiff shall have until February 18,
8 2014, to file her Opposition to Symantec's Motion to Dismiss;

9 WHEREAS, Symantec shall have until February 27, 2014, to file its Reply in support of
10 its Motion to Dismiss;

11 WHEREAS, the Parties have agreed that, subject to the Court's availability, Symantec's
12 Motion to Dismiss will be heard by the Court on March 13, 2014, at 2:00 p.m.;

13 WHEREAS, there are no other pending dates set by the Court that would be affected by
14 entry of this Order.

15 NOW THEREFORE, IT IS STIPULATED AND AGREED, and respectfully requested
16 that the Court order as follows:

17 1. Symantec shall have until January 23, 2014, to Answer or file its Motion to Dismiss the
18 Third Amended Complaint;

19 2. If Symantec files a Motion to Dismiss, Plaintiff shall have until February 18, 2014, to
20 file her Opposition; and

21 3. Symantec shall have until February 27, 2014, to file its Reply in support of its Motion
22 to Dismiss.

23
24 Dated: December 23, 2013

By /s/ Tyler G. Newby
Laurence F. Pulgram (CBS No. 115163)
lpulgram@fenwick.com
Tyler G. Newby (CSB No. 205790)
tnewby@fenwick.com
Leslie A. Kramer (CSB No. 253313)
mmelcher@fenwick.com

FENWICK & WEST LLP
555 California Street, 12th Floor
San Francisco, CA 94104
Ph: (415) 875-2300
Fax: (415) 281-1350

Attorneys for Defendant Symantec Corp.

Dated: December 23, 2013

By /s/ Timothy G. Blood

Timothy G. Blood (149343)
Thomas Joseph O'Reardon II (247952)
Paula Michelle Roach (254142)
Blood Hurst & O'Reardon, LLP
701 B Street, Suite 1700
San Diego, CA 92101
619-338-1100
Fax: 619-338-1101
tblood@bholaw.com
toreardon@bholaw.com
proach@bholaw.com

Barnow and Associates, P.C.
Ben Barnow
One North LaSalle Street, Suite 4600
Chicago, IL 60602
312-621-2000
Fax: 312-641-5504
b.barnow@barnowlaw.com

The Coffman Law Firm
Richard Lyle Coffman
505 Orleans, Suite 505
Beaumont, TX 77701
409-833-7700
Fax: 866-835-8250
rcoffman@coffmanlawfirm.com

Attorneys for Plaintiff

ATTESTATION

I, Tyler G. Newby, am the ECF User whose identification and password are being used to file this **STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR DEFENDANT SYMANTEC TO ANSWER OR MOVE TO DISMISS THE THIRD AMENDED COMPLAINT AND REGARDING A BRIEFING SCHEDULE FOR A MOTION TO DISMISS**. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that all signatories have concurred in this filing.

Dated: December 23, 2013

By /s/ Tyler G. Newby

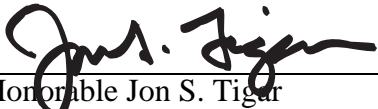
Tyler G. Newby (CBS No. 205790)

FENWICK & WEST LLP
ATTORNEYS AT LAW
SAN FRANCISCO

~~PROPOSED~~ ORDER

Pursuant to stipulation, it is SO ORDERED.

Dated: December 29, 2013



Honorable Jon S. Tigar
United States District Judge

FENWICK & WEST LLP
ATTORNEYS AT LAW
SAN FRANCISCO